

#10
JAN 15 2004
1/28/04



367.39104X00

PAT 99033 US (NC 25116 US)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Winand D'SOUZA

Serial No.: 09/684,949

Filed: October 10, 2000

RECEIVED

JAN 15 2004

For: A PORTABLE ELECTRONICS DEVICE

Technology Center 2600

Art Unit: 2683

Examiner: Stephen M. D'Agosta

RESPONSE TO HOLDING OF ERRONEOUS ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

January 14, 2004

Sir:

Applicant requests the reinstatement of the above-referenced application to pending status and the issuance of an Office Action on the merits forthwith in view of the undersigned's firm not having received the Office Action of February 12, 2003, which is identified in the Notice of Abandonment which was mailed in the above-referenced application on December 4, 2003. The undersigned has physically inspected the file of the above-referenced application and the file does not contain the above-noted first Office Action.

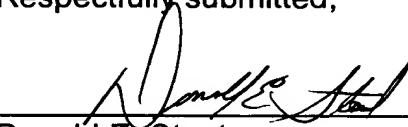
Submitted herewith is a printout of the undersigned firm's docketing records regarding the above-referenced application. It should be noted that there is nothing in the computer database docketing records for this application reflecting the issuance of an Office Action on February 12, 2003.

Furthermore, enclosed is a photocopy of the August 12, 2003 manual docketing records of the undersigned's firm which is kept as a parallel system to the computer docket entry as discussed above. If a first Office Action had been issued on February 12, 2003, the end of the statutory period would have been docketed on August 12, 2003 for response. It should be noted that there is no entry therein regarding docket 367.39104X00 which is the docketing entry identification for the above-identified application. Additionally, attached hereto is the May 12, 2003 manual docketing records for the undersigned's firm which also would have contained an indication that the shortened statutory period for response to the February 12, 2003 Office Action would have expired on May 12, 2003.

Based on the manual inspection of the file by the undersigned, the computer records of the undersigned's firm, which are kept in the ordinary course of business involving the above-referenced application and the photocopies of the manual docketing records for May 12, 2003 and August 12, 2003, the undersigned asserts that the Office Action referred to in the Notice of Abandonment was never received by the undersigned's firm.

In view of the foregoing, it is requested that the Examiner forthwith reinstate the application to pending status and issue a first Office Action.

Respectfully submitted,



Donald E. Stout
Registration No. 26,422
ANTONELLI, TERRY, STOUT & KRAUS, LLP
(703) 312-6600

Attachments

DES:dlh

OPER	RLS	ENTERED	9/19/2000	MODIFIED	12/30/2003	ATTORNEYS	DES	DES / DKT	PRINTED ON:	12/30/2003
ATSK#	367.39104X00	CNTRY	US	UNITED STATES		NEW/COR	NEW	RELATED		
PATS#	P19068US0	TYPE	UTL	SERIAL#	09/684,949	PATENT#		STAT	ABANDONED	
TITLE	A PORTABLE ELECTRONICS DEVICE							RL/FM	013395/0123	
CLIENT	367	NOKIA IPR DEPARTMENT		1	CREF	PAT 99033 US	SE NO	ART	3662	
AGENT					AREF		CLAIMS		00206545	
PRIOR	10/8/1999	MAIL	10/10/2000	FILE	10/10/2000	PUBL	ISSUE	ABN	y 12/24/2003 1ST 10/10/2000	

ID	O	ACTION	BASE	DUE IN	DUE	EXTNS	FINAL	EXT	RESPONSE	CALL	1	2	P
DL	N	PRIORITY DEADLINE	10/8/1999	12 M	10/8/2000		10/8/2000	0	10/10/2000	1 M	Y	Y	Y
PC	N	POST CARD CHECK	10/10/2000	1 M	11/10/2000		11/10/2000	0	10/20/2000	0 M	N	N	Y
PD	Y	PRIORITY DOCUMENT	11/21/2000										
	Y	IDS FILED	12/29/2000										
FS	N	FILG RCPT STATUS CHK	10/10/2000	3 M	1/10/2001		1/10/2001	0	12/11/2000	0 M	N	N	Y
G2	N	MISSING PARTS (2 MO)	12/1/2000	2 M	2/1/2001	5 1	7/1/2001	0	12/29/2000	1 M	Y	Y	N
AS	Y	ASSIGNMENTRCVD	3/19/2001										
	Y	FILREC RECD	4/2/2001										
ID	N	IDS DUE	6/19/2003	0 M	6/19/2003		6/19/2003	0	5/7/2003	1 M	Y	Y	N
NB	Y	NOT OF ABANDONMENT	12/24/2003										

INVENTORS	ASSIGNEES
D'SOUZA, WINAND	NOKIA MOBILE PHONES LIMITED

PRIOR APPLICATIONS												
REFERENCE#	CNTRY	SERIAL#	FILED	TITLE / DESCRIPTIO								TYP
	GB	9923957.6	10/8/1999									APPN

NOTES

11/13/00 LTR/PD DOC/FORM DAW
 12/26/00 LTR/DECL/ASSIGN
 3/27/03 LTR/IDS

Record does not show that
 we received Office Action dated
 2/12/03.

OPER	WSM	ENTERED	9/19/2000	MODIFIED	5/7/2003	ATTORNEYS	DEP	DES	/ DKT	PRINTED ON:	12/16/2003
ATSK#	367.39104	CNTRY	US	UNITED STATES		NEW/CON	NEW	RELATED			
PATS#	P19068US0	TYPE	UTL	SERIAL#	09/684,949	PATENT#		STAT PENDING			RL/FM 013395/0123
TITLE	A PORTABLE ELECTRONICS DEVICE										
CLIENT	367	NOKIA IPR DEPARTMENT			1	CREF	PAT 99033 US	SE	NO	ART	3662
AGENT						AREF		CLAIMS			00206545
PRIOR	10/8/1999	MAIL	10/10/2000	FILE	10/10/2000	PUBL	ISSUE	EXP	10/10/2020	1ST	10/10/2000

ID	O	ACTION	BASE	DUE IN	DUE	EXTNS	FINAL	EXT	RESPONSE	CALL	1	2	P
DL	N	PRIORITY DEADLINE	10/8/1999	12 M	10/8/2000		10/8/2000	0	10/10/2000	1 M	Y	Y	Y
PC	N	POST CARD CHECK	10/10/2000	1 M	11/10/2000		11/10/2000	0	10/20/2000	0 M	N	N	Y
PD	Y	PRIORITY DOCUMENT	11/21/2000										
	Y	IDS FILED	12/29/2000										
FS	N	FILG RCPT STATUS CHK	10/10/2000	3 M	1/10/2001		1/10/2001	0	12/11/2000	0 M	N	N	Y
G2	N	MISSING PARTS (2 MO)	12/1/2000	2 M	2/1/2001	51	7/1/2001	0	12/29/2000	1 M	Y	Y	N
AS	Y	ASSIGNMENTRCVD	3/19/2001										
	Y	FILREC RECD	4/2/2001										
ID	N	IDS DUE	6/19/2003	0 M	6/19/2003		6/19/2003	0	5/7/2003	1 M	Y	Y	N

INVENTORS

D'SOUZA, WINAND

ASSIGNEES

NOKIA MOBILE PHONES LIMITED

PRIOR APPLICATIONS

REFERENCE#	CNTRY	SERIAL#	FILED	TITLE / DESCRIPTIO	TYPE
	GB	9923957.6	10/8/1999		APPL

NOTES

11/13/00 LTR/PD DOC/FORM DAW
 12/26/00 LTR/DECL/ASSIGN
 3/27/03 LTR/IDS

400.28838X00 5,063,872 manfie Gem
 358.29106X00 5,064,188 manfie 100 otm
 445.29285X00 5,064,999 manfie DPA S/1
 520.42146X00 Hanada 272942 decfie Gem
 320.42133X00 Takiuchi 2600105 decfie CFB 100
 500.40580X00 NAKAYAMA 940638 NOA esp WIS PRWCHIO
 501.39610X00 OHYICHI 798948 Response esp MK
 520.38186X00 TAKITA 500073 Response esp CFB / esp
 500.41153X00 KIVUCHI 066667 Response esp MK S/1
 503.38097X00 KASHIWARA 493080 Response esp CFB
 321.2598100 " statement of use esp aces
 516.33241X00 Sasai 924583 decfie/purple mchc
 520.34814X00 Kondo 173819 decfie/purpleee. CFB
 500.40407X00 Yamamoto 919892 decfie/purpleee MK
 520.37786X00 Kimura 429400 decfie/purpleee CFB / A
 " " " form draw CFB / FDR
 500.35395X02 Tashio 1000911 decfie CFB S/1
 391.40194X00 Yamamoto 874118 decfie aces
 " " " purpleee CFB
 358.40744X00 Yamamoto 970906 decfie WIS S/1
 " " " purpleee WIS
 500.35720X00 Oshibono 942737 decfie aces
 " " " form draw aces ✓
 219.37060X00 Shishow 432056 decfie 951hnB57
 " " " form draw 951hnB
 219.35223X00 Reon 593100 decfie P/S ✓
 " " " form draw P/S ✓
 1021.39150X01 Aragi 680470 decfie CFB S/5
 " " " form draw CFB 4/0
 1612.39249X00 Tomii 203724 decfie dec
 500.41050X00 Monwa 083411 decfie WIS .
 " " " purpleee WIS
 306.30553X00 Rentonlee decfie aces
 501.30289X00 Choshio " decfie :
 " " " purpleee UNA :
 503.35933W8 Oara 828833 decfie/purpleee WIS
 501.37045X00 Mishima 4524162 decfie MK
 648.39301X00 Kawasati 791809 decfie/purpleee WIS /
 391.31de750X1 Shimo 049833 decfie CFB A/C
 520.37572X01 Shiraishi 028704 decfie/purpleee MK /
 306.37841X00 Breda 096847 decfie/purpleee aces
 501.40550X00 Kikuchi 935573 decfie, MK / P/S
 " " " purpleee MK / P/S
 805.388218X00 Shirane 649521 decfie aces
 1176.41144X00 Maitia 985464 decfie/purpleee aces
 601.38308X00 Kawanami 508805 decfie MK .
 520.39305X00 Adzole 750101 decfie/purpleee MK a

OR 1/11/14

KLM AUGUST

12

JESDAY

8/12/03 RF

003 224th day - 141 days fr

✓

012-42940000 R/H (file no. 003) DES
 1154.42354X00 dectree CEB 4/3
 500.3871X00 EBISHARA 604246 RESPONSE ESP CIB/PD
 500.41508X00 KATO 009950 RESPONSE ESP TUR S
 219.39502X00 FANNING 886131 RESPONSE ESP/ADS/DC
 520.41286X00 UEMURA 082088 RESPONSE ESP MK
 500.39016X00 HASEGAWA 654389 RESPONSE ESP MK S
 500.39551X00 KIKKAWA 760440 NOA ESP MK C
 500.35360X1 ICHIHEIJI 418822 RESPONSE ESP MK/RSS
 845.41078X00 FLEISCHNER 046275 RESPONSE ESP AES S
 500.36987X1 TARASE 267304 NOA ESP NTG/RTV
 458.411304001 KIGHT 511362 NOA ESP AAS/SW
 501.36599X00 HASEGAWA 257494 NOA ESP RJS
 501.41781X00 NOYAMA 656261 RESPONSE ESP CIB 7/4
 500.37782X00 SHIKOKAWA 429299 RESPONSE ESP MK/AC
 520.40813X00 MATSUO 986589 RESPONSE ESP GEMEL
 358.41108X00 YAMAMOTO 650969 RESPONSE ESP JWD
 6012.37800X00 SARDA 455468 RESPONSE ESP DES
 1158.4134X00 SYANG 801 RAE
 1158.41324ECS KIGHT 540011 NOA ESP AAS/SW
 219.40243X00 Yunch 045078 (no date) PSIFOB
 " " (from draw) A/SIFOB
 500.38912X00 Shoda 044002 (no date) MK S
 " " (from draw) MK
 500.3831640X1 Yamakawa 040451 (no date) AES S
 520.37469X1 IDS DUE CIB
 843.40578X00 DRAWINGS ESP COM ✓ 8/12
 501.34465X1 DRAWINGS ESP COM ✓ 8/12
 500.41300X00 file cont app MK 7/6
 SDI.35152C02 file cont app LNA / Recm
 500.30874X00 file CA MK 8/12
 500.38947X00 file CA MK 8/11
 500.41473X05 file DIVAPP MK 8/11
 843.30518X00 file CA LNA
 500.41360X00 file dev app MK 8/11
 500.30365X00 file cont app P3 8/8
 520.39294X00 file cont app COM ✓ Bumpies
 800.36612X00 file dev APP WLS/

501.42941X00	FUJEDA	1102010670S1	New 8
1244.42070X00	GRAY	8061-845 SJP	NewApp
1244.42071X00	GRAY	8061-848 SJP	NewApp
1244.42077X00	GRAY	8061-853 SJP	NewApp
1244.42078X00	GRAY	8061-856 SJP	NewApp
1244.42079X00	LISCANO	8061-871 SJP	NewApp
1244.42080X00	LISCANO	8061-859 SJP	NewApp
1244.42081X00	GRAY	8061-859 SJP	NewApp
1244.42029X00	GRAY	8061-853 SJP	NewApp